

1 house?

2 MR. VARTANIA: No way, sir.

3 MR. ROBERTS: Feel no intimidation, or no prejudice about

4 it?

5 MR. VARTANIA: No, sir.

6 MR. ROBERTS: Now, ladies and gentlemen of the jury, I

7 believe that I asked you earlier, only one of you

8 intimated that you had served on a jury before. Let me

9 advise you that jury duty is not easy. It is a very

10 difficult thing. You will be eventually called upon to

11 reach a verdict in this case. To do that you have to

12 hear all of the evidence. The word verdict itself means

13 to speak the truth. That is what you'll have to do. Find

14 the facts, find out where the truth lies and render your

15 verdict based on it. Now, a verdict in the State of

16 North Carolina has to be a unanimous verdict. That is all

17 twelve people must agree on the same verdict, and when

18 His Honor charges you in this case, in each of these

19 charges there may be several alternatives. To be a ver-

20 dict all twelve have to agree on that particular verdict.

21 Now, there are twelve people who will sit on the jury.

22 There should be twelve opinions, there should be twelve

23 voices, and His Honor will tell you that it is your duty

24 to consider all of the evidence, consider all opinions and

25 let each voice be heard. Now, this is what we call a

1 deliberated verdict. That is a verdict arrived at after
2 deliberation, and in his preliminary remarks His Honor
3 will caution you to not walk into a jury room, and blurt
4 out he's guilty, or he's innocent, before you deliberate,
5 and listen to other opinions, because as he told you, you
6 are liable to stake yourselves out and prior vanity
7 wouldn't let you reverse your position. That is the
8 purpose in having twelve people so that there are twelve
9 opinions, twelve interpretations of the evidence, guid-
10 ance with each other, talking to each other. It is not
11 a case of one, or two people going back there and dic-
12 tating to others, nor is it a case of being stubborn, just
13 for being stubborn's sake. The jury system is not perfect
14 but it is the best system man has come up with to judge
15 other people. We could do it with two people, two, three,
16 five, but the law of this State is twelve. We ask you,
17 can you deliberate with each other, can you go back in
18 that jury room and respect the opinions of each other,
19 explore all the evidence, and arrive at a deliberated
20 verdict. Not a dictated verdict, whimsy verdict, foolish
21 verdict, but a deliberated verdict. It means working
22 together with people. Now, are there any of you because
23 of any reason that you might know, who cannot do this?
24 Would you please raise your hand and indicate that fact?
25 Now, ladies and gentlemen of the jury, prior to this case

1 being called there has been an orginazation, or the
2 people putting on activity in the streets. Do any of
3 you personally know any of these people who are demon-
4 strating?

5 MR. ROBERTS: Mr. Richey, who do you know in that group?

6 MR. RICHEY: Mrs. Seahorn.

7 MR. ROBERTS: Would the fact that you know her, or the
8 fact that she's on this committee affect your verdict,
9 Mr. Richey?

10 MR. RICHEY: No, sir.

11 MR. ROBERTS: Now, Mrs. Allman, I believe you are related
12 to Mrs. Seahorn are you not?

13 MRS. ALLMAN: I might be distantly, but I didn't know she
14 was demonstrating, or had anything to do with it.

15 MRS. SIDES: I also know her but I didn't know she was
16 demonstrating.

17 MR. ROBERTS: Mrs. Sides, would that make any difference
18 to you?

19 MRS. SIDES: No, sir.

20 MR. ROBERTS: Mrs. Allman?

21 MRS. ALLMAN: No, sir.

22 MR. ROBERTS: If she's related to you, it would be on
23 your husband's side, would it not?

24 MRS. ALLMAN: No, sir, on my father's side.

25 MR. ROBERTS: If Your Honor please, at this time the

1 State is going to exercise a pre-emptory and excuse Mrs.
2 Causby. Thank you very much, Mrs. Causby.

3 MRS. CAUSBY: Do I step down?

4 MR. ROBERTS: Please. Now, ladies and gentlemen of the
5 jury, you may think that jury selection is easy, but Mr.
6 Atkins and I are trying to evaluate twelve people that
7 we don't know. I assume that none of you people know
8 me, or Mr. Ron Bowers on my staff, if you do please
9 raise your hand and indicate that fact. Mrs. Allman, you
10 stated that someone distantly related to you was one of
11 the demonstrators, how long have you seen her, ma'am?

12 MRS. ALLMAN: I don't know that she is, if her name is
13 Seahorn, she may be but I do not know if she is related
14 to me.

15 MR. ROBERTS: You do not know?

16 MRS. ALLMAN: I don't.

17 MR. ROBERTS: Can I assume then that you have not seen
18 her in the recent past?

19 MRS. ALLMAN: No, sir, have not.

20 MR. ROBERTS: Now, ladies and gentlemen of the jury,
21 sometimes the State of North Carolina is at a distinct
22 disadvantage, in that you have probably never seen Mr.
23 Atkins, or Ms. Mims before, but we bring you into Court
24 on traffic tickets before, and sometimes you people get
25 a traffic ticket and never forgive us for issuing it,

1 that is law enforcement. Have any of you ever got a
2 traffic ticket that you felt was so unjustified that your
3 prejudice against the State or some source of irritation
4 to you, these things happen, we are aware of that, we're
5 just interested in the fact that you wouldn't let a little
6 thing like that affect your judgement in this case. If
7 that has happened to you, would you please raise your
8 hand and indicate that fact to me in all candor? Your
9 Honor, I'd like the twelfth juror seated, please.

10 COURT: You pass these eleven?
11

12 MR. ROBERTS: No, sir, but I'd like the twelfth one.
13

14 COURT: No, sir, I'm going to let you pass on the other
15 jurors.

16 MR. ROBERTS: Well, I want to speak in generalities.
17

18 COURT: Well, they can hear you in the courtroom.
19

20 MR. ROBERTS: Ladies and gentlemen, I have been talking to
21 you approximately fifty-five minutes, and it is obvious
22 that I can't get to know you in that brief amount of time,
23 and I'm having to make an evaluation. The only thing in
24 this world that the State of North Carolina is interested
25 in is a fair and an impartial jury, and I could ask you
endless questions running into next week to try to

1 evaluate that. Now, you have heard by the tenor of my
2 voice what the State's interested in, what the Defendant
3 is interested in, but really we don't care but about one
4 thing and that is whether or not you can give the State
5 of North Carolina a fair and an impartial trial; and the
6 Defendant a fair and an impartial trial. Now, whether I
7 have asked you or not for some reason you had rather not
8 give, or for something that's bothering you about this
9 whole thing, if without giving me the reason, if you
10 can't be a fair and impartial juror, without explaining
11 it would you please raise your hand to me at this time
12 and express that fact? Can I assume from your failure to
13 raise your hands that none of you know of any reason
14 consciously that you can't serve as an impartial juror in
15 this case? If I'm wrong about that please raise your
16 hand. May it please the Court, the State is content with
17 the eleven.

18 CLERK: Leonard C. Witherspoon.
19

20 MR. ROBERTS: Ladies and gentlemen, before I forget it if
21 we take a recess or something, when you come back please
22 memorize your seat because the only way Mr. Atkins and I
23 know where you are is on this diagram, and if you don't
24 take the same seats we won't be calling you by your name,
25 because we have got the seats numbered and this is the

1 only way we can identify you. Now, Mr. Witherspoon,
2 sir, from where you were seated, did you hear the questions
3 that I have been asking this jury?
4 MR. WITHERSPOON: Yes, sir.
5 MR. ROBERTS: Where do you live in the County, Mr. Wither-
6 spoon?
7 MR. WITHERSPOON: Kannapolis.
8 MR. ROBERTS: Is that Easter Circle?
9 A Correct.
10 Q Where is that?
11 A Off Little Texas Road.
12 Q At, or near Cary Products?
13 A Yes.
14 Q And are you publically employed, Mr. Witherspoon?
15 A Yes.
16 Q Where do you work, sir?
17 A Celenese Coating in Charlotte.
18 Q Mr. Witherspoon, do you personally know the defendant
19 in this case, Ronnie Wallace Long seated at the defence
20 table?
21 A I know his father.
22 Q How long have you known his father?
23 A For a long time.
24 Q Would you ever happen to ride to work with his father
25 in Charlotte?

1 A No.

2 Q When you say a long time, Mr. Witherspoon, how long
3 we talking about?

4 A Something like twelve years.

5 Q You ever visited in his home, or him in yours?

6 A Well, once.

7 Q Go places together?

8 A No.

9 Q Just describe the nature of the relationship to me,
10 Mr. Witherspoon.

11 A Well, he made me a bird bath.

12 Q You consider him your friend?

13 A Well, yes, sir.

14 Q Now, I want you to be candid and open with me, Mr.
15 Witherspoon, because of the relationship with this de-
16 fendant's father could you completely detach yourself
17 from that relationship and look at this evidence im-
18 partially?

19 A Yes.

20 Q You think you could?

21 A Uh huh.

22 Q And it wouldn't affect you, sir, if you were to---
23 you wouldn't keep in the back of your mind, if I convict
24 this boy I'd have to go over and face his father?

25 A Well, not really. I hadn't thought of it that way.

1 Q It wouldn't affect you at all? Since I suggested it,
2 I want you to think about it a little bit, would it em-
3 barrass you at all?

4 A Well, I'd like to disqualify myself.

5 Q Well, I want you to be fair with me. I'm trying to be
6 fair with you. After my suggesting that, would it affect
7 your deliberation on this verdict if you were sitting on
8 this jury?

9 A Well, I'd like to be disqualified from it.

10 Q And is that the reason, Mr. Witherspoon, because you
11 feel it would be extremely difficult for you to sit on
12 the jury?

13 A Yes.

14 Q I appreciate your candor. Your Honor, I would
15 challenge for cause.

16 COURT: All right. The Court will excuse Mr. Witherspoon.

17
18 CLERK: Herman Franklin Flowers.

19 MR. ROBERTS: Mr. Flowers, sir, where do you live in the
20 County?

21 MR. FLOWERS: I live on Boy Scout Camp Road.

22 Q East of Kannapolis?

23 A West.

24 Q Excuse me, I was at the Girl's Scout. West of Kanna-
25 polis. Mr. Flowers, I believe that's a semi-rural area

1 out there?

2 A Yes, sir.

3 Q And where do you work, Mr. Flowers?

4 A I work in Charlotte. Transcon Trucking Line.

5 Q Are you married, Mr. Flowers?

6 A Yes, sir.

7 Q Is your wife publically employed?

8 A Textile.

9 Q Did you and Mrs. Flowers have any children?

10 A Yes, sir.

11 Q Now, Mr. Flowers, from where you have been seated in
12 the courtroom have you heard everything I have been
13 saying?

14 A Yes, sir.

15 Q Then you know the purpose of this question asking I
16 hope.

17 A Yes, sir.

18 Q Now, Mr. Flowers, do you recall reading, or hearing
19 anything about this case in the paper?

20 A I read a little bit about it in the paper when it
21 happened.

22 Q Recently have you read anything in the paper?

23 A No, sir.

24 Q Mr. Flowers, do you recall whether or not you formed,
25 or expressed any opinion as to the guilt, or innocence of

1 the defendant at the time you read it?

2 A No, sir.

3 Q Do you at this moment have any opinion as to his
4 guilt, or innocence?

5 A No, sir.

6 Q Did you understand my explanation to the other jurors
7 that under the laws of this State he is presumed to be
8 innocent unless and until the State proves his guilt
9 beyond a reasonable doubt?

10 A Yes, sir.

11 Q Do you believe in that theory of law?

12 A Yes, sir.

13 Q You willing to give him that privilege?

14 A Yes, sir.

15 Q Now, you heard me refer to some people for whatever
16 reasons demonstrating in the street, Mr. Flowers, would
17 you be possibly intimidated by the activity?

18 A No, sir.

19 Q Wouldn't frighten you?

20 A No, sir.

21 Q Would you, or in the other opinion, would you feel
22 that these people are operating as an instrument of the
23 defendant and hold it against him?

24 A No, sir.

25 Q You understand, do you, that we are trying the

1 lawsuit in this courtroom, and as State's attorney, and
2 Defence attorney, we are content to try it in here, and
3 not try it in the streets?

4 A Yes.

5 Q Everybody in this courtroom wants to try it in this
6 Court rather than in the street, and you can do that?

7 A Yes.

8 Q And wouldn't be affected at all by pickets around the
9 courthouse?

10 A No.

11 Q Now, Mr. Flowers, you say you heard all of the
12 questions that I asked, do you have any question about
13 anything I asked the other jurors?

14 A No, sir.

15 Q And you heard my final question, and the only one
16 that anybody in this courtroom is interested in, is after
17 considering all these questions I have asked, and the
18 answers thereto, and so forth, whether I have asked you,
19 or not, or whether you want to express it, do you know
20 of any reason that would prevent you from giving both the
21 State and the defendant a fair trial?

22 A No, sir.

23 Q Do not know of any reason?

24 A No reason.

25 Q And you can hear the evidence and make up your mind

1 solely on what you hear come from that witness stand?

2 A Yes, sir.

3 Q Do you, sir, feel that you could deliberate with the
4 other jurors?

5 A Yes, sir.

6 Q And you feel that if you had an opinion would you
7 express it in the jury room?

8 A Yes, sir.

9 Q If someone said something that you didn't believe,
10 would you challenge them on it and say that's not what
11 happened out there, if you heard it different?

12 A Yes, sir.

13 Q You wouldn't challenge them?

14 A I would challenge them, but I wouldn't go any further.

15 Q The point I'm making is this, we all go to football
16 games, and depending on whether you are on the home team,
17 or visiting team we don't quite see it alike as to who
18 was offsides, or something like that. We don't want one
19 side telling the other side. We want you to think to-
20 gether, and deliberate all of it and explore it, and if
21 you feel you could sit with the other jurors, and be fair
22 minded respecting their opinion, and demanding that they
23 respect yours, until it is all settled to the satisfaction
24 of all, and then that's when you arrive and return a
25 verdict.

1 A Yes, sir.

2 Q And you don't think you'd have any difficulty on
3 that?

4 A No, sir.

5 Q Now, the defendant is a black man. The prosecuting
6 witness is a white woman. Would that in and of itself
7 affect your verdict in this case?

8 A No, sir.

9 Q And you can base your deliberation and your verdict
10 solely on the fact that they are both citizens of this
11 State?

12 A Yes, sir.

13 Q I don't recall, Mr. Flowers, if I asked you, did you
14 personally know the defendant, Ronnie Wallace Long?

15 A No, sir.

16 Q You know either of his parents seated immediately
17 behind him?

18 A No, sir.

19 Q Or his attorneys Mr. Atkins, or Ms. Mims?

20 A No, sir.

21 Q Mr. Flowers, have you ever gotten a speeding ticket,
22 or anything that aggravated you to the extent that you
23 never forgot about it, and that you are prejudiced against
24 law enforcement?

25 A No, sir.

1 Q How is your health, sir?

2 A Good.

3 MR. ROBERTS: Your Honor, if Your Honor please, the State
4 is content with the jury.
5

6 MR. ATKINS: Ladies and gentlemen of the jury, my name
7 is Carl Atkins, and we represent the Defendant, and like
8 Mr. Roberts, we have a duty to the Defendant and to the
9 Court to inquire of you to see if we feel that you can be
10 fair and impartial jurors in this case. To this end I
11 am going to ask you questions. Some of them may be rather
12 personal questions, and I would ask that you not feel that
13 we are trying to pry into your lives, but understand that
14 we, as Mr. Long's lawyers, have to try to make an assess-
15 ment of the twelve of you people who we have never met
16 before, and have no knowledge of your opinions about
17 things. So, don't hold any questions that I might ask
18 you that may embarrass you, or even make you angry, don't
19 hold that against the Defendant. I ask you to that at
20 the outset. Now, Mr. Richey?

21 MR. RICHEY: Yes, sir.

22 MR. ATKINS: Where were you born?

23 A Cabarrus County.

24 Q Have you lived here all your life?

25 A Yes, sir.

1 Q Now, you said, I believe, that you were married and
2 you had children.

3 A Yes, sir.

4 Q How many children do you have?

5 A One daughter.

6 Q How old is she?

7 A Twenty-three.

8 Q Mr. Richey, well, let me ask the jury as a whole to
9 listen to the names of some possible witnesses in this
10 case, and if you know any of the witnesses would you
11 please raise your hand? The State would propose to
12 possibly call the following people, that is Mrs. Sarah
13 Judson Bost, the victim of this crime; Mrs. Phennel; Mr.
14 Phennel; and Dr. Lintz Monroe. In what capacity do you
15 know Dr. Monroe?

16 JUROR: He's my wife's physician.

17 MR. ATKINS: Are you social friends?

18 JUROR: No, sir.

19 MR. ATKINS: What about you?

20 JUROR: He just delivered all my children.

21 MR. ATKINS: Who else raised their hand? Let me just ask
22 you generally, are most of you acquainted with him in his
23 professional capacity as a physician? Are any of you
24 social friends with Dr. Monroe? Do any of you feel the
25 fact that you know him, or he's provided some service for

1 you, or your family would cause you to give any undue
2 weight to whatever he might have to say in the courtroom,
3 that fact alone? How about James Greer; Bernard Steele;
4 Carl Young; Mary Bonds, local teacher? Yes, sir, Mr.
5 Allison, you know Ms. Bonds?

6 MR. ALLISON: I do.

7 Q In what capacity do you know her?

8 A Friends, that's all.

9 Q Do you visit in her home?

10 A No.

11 Q Has she taught any of your children?

12 A Yes.

13 Q How long have you known her?

14 A Twenty, twenty-five years.

15 Q If she were to testify in this case, Mr. Allison,
16 would you be inclined to give her word more credence be-
17 cause of the fact that you know her?

18 A No.

19 Q You think that you could listen to her testimony as
20 objectively as anybody else you didn't know?

21 A Yes.

22 MR. ATKINS: Mr. Franklin Niblock, Jr. Do you know Mr.
23 Niblock?

24 JUROR: He's my children's doctor.

25 MR. ATKINS: This is Franklin Niblock, Jr.

JUROR: Oh, Junior, no.

1 MR. ATKINS: That I think is his son, you don't know him?

2 JUROR: No, I'm sorry.

3 MR. ATKINS: Thomas M. Carr. Any of you know him?

4 Thelma E. Phifer from Washington, D. C. Do any of you
5 know her? Now, let me ask you about some other witnesses
6 that the State may call who are police officers: Sgt.
7 J. B. Parnell; Mr. E. T. Siefert; Mr. J. R. Keat; David
8 Taylor; Mr. G. M. Vogler.

9 JUROR: Sir, I know most all of them just by name, and by
10 seeing them on the streets.

11 MR. ATKINS: Mr. Van Eisenhower; Mr. Dennis Mooner; W. L.
12 Arthur, and C. C. Ludwick. Mr. Richey, you say you know
13 most of these officers?

14 MR. RICHEY: Yes, sir.

15 MR. ATKINS: In what capacity?

16 A Just as officers.

17 Q Have you ever been a witness for any of them, or had
18 any professional dealings with them?

19 A No, sir.

20 Q Have you visited in any of their homes, or have they
21 visited in your home?

22 A No, sir.

23 Q Mr. Richey, it's very possible sometimes for people to
24 take the attitude that a police officer should be given
25 more credence because of his position, and people some-

1 times tend to believe a police officer before they would
2 believe a civilian if there was a conflict in the testi-
3 mony. Do you think that you could, well, do you think
4 you would believe a police officer more than you would
5 someone else who is testifying to a different opinion?

6 A No sir.

7 Q Have you ever been a victim of a crime of any sort?

8 A No, sir.

9 Q Have any of your relatives, or close friends been
10 victims of any crimes?

11 A Relatives.

12 Q Who is the relative?

13 A Cousin.

14 Q And what was the nature of the crime?

15 A Driving under the influence and several others, I
16 don't know them all.

17 Q I said victims. I think you may not be talking about
18 the same thing. I don't mean people who were charged, or
19 related to you, or has ever broken in a house of a close
20 friend, or relative that you know of?

21 A No, sir.

22 MR. ATKINS: Mr. Allison, let me just ask you how many of
23 these police officers do you know?

24 MR. ALLISON: Well, I know about half of them. Mr. Vogler
25 there, I'm a real good friend of his.

1 Q Good friend of Mr. Vogler?

2 A Yes.

3 Q How long have you known Mr. Vogler?

4 A Oh, ten years, I guess.

5 Q Now, Mr. Allison, suppose that Mr. Vogler testified in
6 this case and your verdict in this case was contrary to
7 what you think Mr. Vogler would like the verdict to be,
8 would you be embarrassed to run into him, or maintain
9 your friendship with him, if you voted differently?

10 A No.

11 Q Would you be inclined to give his testimony more
12 weight than you would that of the defendant?

13 A No.

14 Q You would not be at all concerned, or bothered about
15 the fact that you have known Mr. Vogler ten years, and you
16 would have no hesitancy in facing him should you hold
17 against his position?

18 A No.

19 MR. ATKINS: Mr. Bonds, do you know any of the police
20 officers? Did you hear the names of the police officers,
21 I read out?

22 MR. BONDS: In the City of Concord?

23 Q Which officers do you know in the City of Concord?

24 A I don't know any by name much, or anybody in Concord,
25 some in Kannapolis.

1 Q In what capacity do you know them? Do you visit with
2 them, or friends, or do you just knew that they are
3 police officers?

4 A I just know they are police officers.

5 Q Have you ever been a witness in a case where any of
6 these officers were involved?

7 A No, I don't think so.

8 Q Would the fact that you know these officers, or some
9 of them, and if they testify would that fact cause you to
10 give their word more credence than that of somebody else
11 who testified who was not a police officer?

12 A Well, I don't think they are right everytime, myself.

13 Q You tend to think that they would be right more often
14 than not, is that your view of it? Were you ever in the
15 Service, Mr. Bonds?

16 A No, sir.

17 MR. ATKINS: Mrs. Allman, did you know any of the officers
18 whose names I called out?

19 MRS. ALLMAN: No, sir, I didn't.

20 Q Where were you born?

21 A Cabarrus County.

22 Q Have you lived here all your life?

23 A Yes, sir.

24 Q I believe you work for Tusacory Yarns?

25 A That's right.

1 Q Where is that located?

2 A That is in Mt. Pleasant.

3 Q And your husband worked at Cannon Mills?

4 A Yes.

5 Q Let me just ask you if the fact that a police officer
6 took the witness stand, would you tend to give more
7 credence to his testimony than you would to somebody else
8 just because he was a police officer?

9 A I don't believe so.

10 Q Well, let me ask generally if there's anybody on the
11 panel that feels a police officer's word is any better
12 than anybody else just because he is a police officer?
13 Mr. Allison, did you tell me your wife worked, or did you
14 tell Mr. Roberts that?

15 MR. ALLISON: Yes.

16 MR. ATKINS: Where does she work?

17 A Carolina Oil Company.

18 MR. ATKINS: And Mr. Bonds, you are retired from Cannon
19 Mills?

20 MR. BONDS: Yes, sir.

21 Q How long did you work for Cannon Mills?

22 A Very near forty-eight years.

23 Q You are aware, are you not, that the complaining wit-
24 ness in this case, Mrs. Juddy Bost, was related by
25 marriage to a former officer of Cannon Mills? Are you

1 aware of that?

2 A No, sir.

3 Q Well, if that should come out during the course of
4 this trial, would your past association with Cannon Mills
5 influence you to believe Mrs. Bost's testimony, or give
6 more weight to Mrs. Bost's testimony because of your
7 former association with Cannon Mills? Would you feel in
8 any way intimidated, or influenced by her relationship to
9 an officer of Cannon Mills?

10 A No.

11 MR. ATKINS: Mrs. Allman, your husband works at Cannon
12 Mills at the present time?

13 MRS. ALLMAN: Yes, sir.

14 Q Again if it appears during the course of the trial
15 that Mrs. Bost was related to a former officer of Cannon
16 Mills, and that there may be people at Cannon Mills who
17 are interested in the outcome of this case, do you think
18 the fact that your husband is presently employed there
19 would cause you to develop any prejudice toward the De-
20 fendant on that basis?

21 A No, sir.

22 Q Do you feel that you can be completely free from any
23 pressure, or influence of Cannon Mills in that manner,
24 during the course of this procedure?

25 A Yes, sir.

Q You are employed by Cannon Mills?

A Yes, sir.

1 Q How long have you been employed there?

2 A About ten years.

3 Q What is your job title over there?

4 A I run an electric doffer, and tie warps.

5 Q Would that be considered management?

6 A No, sir, it's just, you know, just regular employee,
7 you know.

8 Q Do you know Mr. E. Gray Bost?

9 A No, sir, I don't believe I do.

10 Q You don't recall hearing that name associated with
11 Cannon Mills?

12 A I have heard it called, yes, sir.

13 Q I believe he's dead now, but at one time during the
14 course of your ten year career he was Treasurer of the
15 Company?

16 A No, I don't---

17 Q You don't remember that?

18 A No, sir.

19 MR. ATKINS: Mr. Bonds, did you know Mr. Bost?

20 MR. BONDS: Well, I know him when I see him and every-
21 thing, of course, I never had no dealings much with him,
22 or even know him personally only just his name.

23 Q You just know he was the Treasurer of Cannon Mills?

24 A Yeah.

25 MR. ATKINS: Mr. Flowers, do you work for Trans-

289
1 Continental Trucking Lines?

2 MR. FLOWERS: Yes, sir.

3 Q How long have you worked for them?

4 A I have been with them since May of this year.

5 Q What kind of work did you do before that?

6 A I drove a truck.

7 Q For whom?

8 A Central Motor Lines.

9 Q Also in Charlotte?

10 A Yes, sir.

11 Q Have you ever been connected in any way with Cannon
12 Mills?

13 A Some fifteen, twenty years ago.

14 Q You worked for them fifteen or twenty years ago?

15 A Uh huh.

16 Q I believe you said that you had read something about
17 this case, is that correct?

18 A I read it in the paper when it first came out.

19 Q How old are your children?

20 A Twenty-one and twenty-six---twenty-five.

21 Q Twenty-one and twenty-five?

22 A Yes.

23 Q And what sex is the twenty-one year old?

24 A Sir?

25 Q What is the sex of your twenty-one year old?

1 A She's a daughter.

2 Q And the twenty-six year old?

3 A Boy.

4 MR. ATKINS: Let me continue. I would like to ask each
5 juror to raise their hand if they have ever been any mem-
6 ber of the organizations I am going to name, and also
7 raise your hand if any member of your immediate family were
8 members at anytime, or members at the present, of these
9 organizations. Any of you, or members of your family now,
10 or in the past have any of you ever belonged to the John
11 Burke Society? Have any of you, or any members of your
12 family ever belonged to the Ku Klux Klan? Have any of you,
13 or any members of your family ever been members of any
14 Veteran's Organization?

15 JUROR: Service Organization, sir.

16 Q Yes, like Veterans of Foreign Wars?

17 A American Wars. I'm not at the present, but I was a
18 member of the Veteran's of Foreign Wars.

19 Q Have any of you ever been members of the National
20 Rifle Association, or are you presently a member of this
21 Association?

22 JUROR: Not at the present time.

23 Q When were you a member?

24 A I have been a member since 1945, and dropped my
25 membership just last year.

1 Q You do a lot of hunting?

2 A Hunting, target practice.

3 Q Anybody else raise their hand to that question? Have
4 any members of the jury panel as it is presently con-
5 stituted ever been the victim of any kind of crime?

6 JUROR: Yes, sir, I was in a robbery mugging case last
7 July in Greenville, South Carolina.

8 Q Were you the victim?

9 A I was the victim.

10 Q Was anybody ever apprehended or brought to trial?

11 A No.

12 Q Any of the rest of the Jurors, have you ever been
13 victims of any kind of crime? What about members of your
14 immediate family, or close friends, have any of those
15 people ever been victims of any kind of crime?

16 Q Mrs. Slupe, I believe you indicated when Mr. Roberts
17 was asking you questions that you had served on the jury
18 before, is that correct?

19 MRS. SLUPE: Yes, sir.

20 Q What kind of jury was that, criminal or civil?

21 A It was criminal court.

22 Q Was that here?

23 A Yes.

24 Q In Cabarrus County, when was that?

25 A About four years ago.

1 Q And what type of case was it?

2 A Indecent exposure.

3 Q What was the result of the jury's deliberation?

4 A He was found guilty.

5 Q Do you feel that your prior service on this jury will
6 affect you in deliberating on this case?

7 A No, sir.

8 Q Now, ladies and gentlemen of the jury, when Mr.
9 Roberts was asking you questions about your hearing of
10 this case, or reading of this case on prior occasions, he
11 asked you if you had any opinions as to the guilt, or
12 innocence of this defendant, Ronnie Long, and each of you
13 who indicated that you had heard of this case, said that
14 you had no opinion as to his innocence, or guilt. The
15 standard as I understand it, Mr. Richey, is that a person
16 is presumed innocent until proven guilty. Keeping that in
17 mind do you presently have an opinion?

18 A No, sir.

19 Q Do you think that Mr. Long has any kind of burden to
20 show you that he is innocent?

21 A No, sir.

22 Q You heard the phrase, the presumption of innocence
23 before?

24 A Sir?

25 Q Have you heard the phrase the presumption of innocence?

1 A No, sir.

2 Q Well, let me say to the whole jury panel, that under
3 our system of justice a person, any person, is presumed
4 innocent, and the State has the burden of proving him
5 guilty, of proving him guilty to you beyond a reasonable
6 doubt. Therefore, Ronnie Long sits here presumed innocent
7 at this moment. Now, is there anybody who does not under-
8 stand what I'm saying to you? Mr. Richey, if, as the
9 Court will instruct you later, that is the correct
10 standard, can you now tell me that you presume Mr. Long
11 to be innocent?

12 MR. RICHEY: Yes, sir.

13 Q The District Attorney read to you and I assume you
14 were sitting out here, and you heard him read the Bill,
15 or Bills of Indictment, do you understand that these are
16 nothing but pieces of paper that charge a crime; that it
17 is simply a part of a procedure to get a person into
18 court? In other words, let me ask you Mr. Allison, do
19 you feel that by the virtue of fact that Mr. Long has
20 been indicted and brought to court that he must have done
21 something, or he wouldn't be here? How do you feel about
22 that?

23 MR. ALLISON: Well, he was brought here for some reason.

24 Q Yes, sir, he was brought here because a Bill of
25 Indictment was issued.

1 A That's right.

2 Q Do you feel that because these Bills of Indictment
3 have been issued that some burden should go forward now
4 on Mr. Long during the course of this trial to convince
5 you that he didn't do something? And I'd like for you to
6 be candid with me.

7 A Let me hear that last part again.

8 Q Let me re-phrase it, and try to make it a little
9 clearer. Mr. Long has been indicted by a Grand Jury, and
10 two pieces of paper were issued, which were read to most
11 of you, some of you may not have been here. These papers
12 charged that Mr. Long committed the crime of First Degree
13 Rape, and First Degree Burglary, do you feel, knowing that
14 these papers have been issued, that Mr. Long during the
15 course of this trial must come forward with some evidence
16 to show you that he did not do what he was charged with?
17 Do you feel he should do that?

18 MR. ALLISON: No.

19 MR. ATKINS: Mr. Bond, do you understand what I just asked
20 Mr. Allison?

21 A Yes.

22 Q You understand that Mr. Long has been indicted?

23 A Yes.

24 Q Do you feel that he should, that he wouldn't be here
25 if he hadn't done something to get himself here?

1 A Well, it looks like he was brought here for something
2 like Mr. Allison said.

3 Q All right, he was brought here because the Grand Jury
4 indicted him and charged him with these two crimes. Do
5 you feel like because of this that you are going to expect
6 him to get up there and tell you something about why he
7 didn't do what he's charged with doing?

8 A Well, I've been on the Grand Jury one time before, and
9 they generally find anything like that a true bill, I
10 don't know whether Mr. Long is, or whether he ain't. That's
11 the way I look at it.

12 Q He was indicted by a Grand Jury and you know what a
13 true bill is?

14 A Yes.

15 Q Do you feel like that if Mrs. Bost gets up here and
16 says that's the man that raped me and broke into my house,
17 that he needs to get up there and tell you differently,
18 you feel like he should do that in order for you to find
19 him not guilty?

20 A Well, I don't know. If Mrs. Bost knows the man, and
21 all, it looks like she would be telling the truth, I don't
22 know.

23 Q In other words, you'll expect if Mr. Long didn't take
24 that stand that he's hiding something, is that the way you
25 feel?

1 A Yeah.

2 Q And that you could not give him the benefit of any
3 doubt if he didn't take that stand? Is that your position?

4 A Yes.

5 Q So you feel as if it will be necessary for the de-
6 fendant to take the witness stand if Mrs. Bost points him
7 out as being the person that she says raped her? If you
8 don't understand me ask me.

9 A I can't understand. Anyway, they're supposed to take
10 the witness stand, or not, before we decide on it.

11 Q You feel like the defendant should take the stand
12 before you decide anything?

13 A Yeah.

14 COURT: Let me say this to you, ladies and gentlemen, the
15 Court will instruct you that the law in this State doesn't
16 require a defendant to take the stand, he has no duty to
17 prove anything; and I'll instruct you to that. I think
18 that might clarify the thing some, and I'll instruct you
19 to that; he has no burden, the burden is on the State to
20 prove the defendant's guilt beyond a reasonable doubt, as
21 the Court will explain that term to you at the proper time,
22 and remains with the State all during the course of this
23 trial.

24
25 MR. ATKINS: Mr. Bonds, you understand what the Judge just

1 said to you?

2 A Yes, sir.

3 Q Now, that you have been informed of the fact that the
4 defendant has no duty at all to take the witness stand,
5 do you feel that you could still give him a fair and im-
6 partial trial if he should choose not to take the witness
7 stand, without hearing from his side?

8 A Well, it's just like the Judge said, the State, you
9 know, would decide on the case.

10 MR. ATKINS: Mrs. Allman, do you understand the fact that
11 the defendant has no duty to take the stand? Do you feel
12 that you could listen to the evidence as presented by the
13 State, and withhold making a judgement before you
14 deliberate, without hearing anything from the defendant?

15 MRS. ALLMAN: Yes, sir.

16 Q Do you understand the concept of reasonable doubt?

17 A Yes, sir.

18 Q What does that mean?

19 A Did I have any boubt at all then I should not find him
20 guilty.

21 Q You should remove from, of those doubts in favor of
22 the defendant under our law?

23 A Yes, sir.

24 COURT: Let me say one thing, I don't know that that
25

1 question is proper and the District Attorney is not object-
2 ing. The Court will instruct you as to the meaning of as
3 to reasonable doubt. Is there any person on this jury that
4 can't take the Court's instruction as to what reasonable
5 doubt means? I don't believe that at this point in the
6 trial-- that is a matter of law that I don't believe that
7 they would necessarily have to understand at this point.

8 MR. ATKINS: All right, let me just put it this way to all
9 of you. Are all of you willing to accept the fact that
10 Ronnie Long is innocent until the State proves to you with
11 convincing evidence that he is guilty? Can all of you
12 do that? Now, ladies and gentlemen, all of you I'm sure
13 at one point in your life have either read, or seen a
14 Perry Mason's book, or story. Is that a fair assumption,
15 is there anybody that's not familiar with Perry Mason's
16 TV show, and so on? There's something that happens to
17 people sometimes that defense lawyers call the Perry Mason
18 syndrome. That is the jurors expect like Perry Mason, the
19 defense lawyer will somehow pull a rabbit out of a hat,
20 and get the real person to stand up and say, I did it, I
21 did it. Do any of you expect that kind of thing to happen
22 in this trial? As Mr. Roberts pointed out to you, ladies
23 and gentlemen, the defendant is black and the prosecuting
24 witness in this case is white. Now, I think that it
25 wouldn't be unrealistic to say that people did not make

1 pre-judgments about other people. It may be because of
2 the length of their hair, it may be because of the way
3 they talk and behave. Frankly, it's a lot of times be-
4 cause of the difference in race. Now, I think that it
5 would be just as good to get that out in the open, and
6 talk about it some. Mr. Johnson--

7 MR. JOHNSON: Yes, sir.

8 Q You are employed at the Lexington Construction Company?

9 A Laxton.

10 Q How long have you worked there?

11 A Six years.

12 Q How old are you, sir?

13 A Twenty-five.

14 Q In the course of your employment do you have an
15 occasion to work with, or alongside black people?

16 A Yes, sir.

17 Q In what capacity do you work with black people at this
18 Company?

19 A Well, right now I'm carpenter but I started as a
20 helper, a laborer, and I worked with blacks and whites.
21 Well, the same as anybody that starts out in construction
22 work.

23 Q Now, you are twenty-five years old, and I'll just ask
24 you candidly did you ever experience any feelings against
25 a person because of their race, that you would not have

1 experienced if they had been the same race as yourself?

2 A Well, I don't know if I could truly say I'm not pre-
3 judiced to a certain extent, but I think everybody, if
4 you really came down to it would be. It's something I
5 think everybody's learning to live with.

6 Q Do you think that whatever prejudices you might have,
7 or have had will influence your hearing this evidence,
8 black defendant, white victim?

9 A No, sir, not in this case.

10 Q Do you think you could completely put aside any
11 feelings of prejudice in making a decision on the evidence
12 in this case?

13 A Yes, sir. That's a person sitting there and his color
14 doesn't make any difference in my opinion right now.

15 MR. ATKINS: Mrs. Sides, how old are you?

16 MRS. SIDES: Forty-six.

17 Q Where do you live?

18 A Concord.

19 Q Are there any black people in your neighborhood?

20 A No, there's not.

21 Q Have you had many experiences with black people during
22 the course of your life?

23 A No.

24 Q Do you acknowledge that at one point, maybe even today,
25 that you have either consciously or sub-consciously

1 experienced feelings of prejudice because of a person's
2 race?
3 A No.
4 Q You have never judged a person on the basis of race?
5 A Absolutely not.
6 Q Your children go to public or private school?
7 A Public.
8 Q So, you believe that black people have the same rights
9 as any other people?
10 A Yes.
11 Q Do you think that over the number of years that black
12 people have been denied any rights because of their race?
13 A Yes, I have.
14 Q Do you feel that you could sit on this jury and judge
15 the witnesses without consideration of their race?
16 A Yes.
17 MR. ATKINS: Mrs. Snyder, you live in Concord?
18 MRS. SNYDER: Yes, I do.
19 Q Are there any black people in your neighborhood?
20 A Yes.
21 Q Do you know them well?
22 A Well, I grew up with a lot of them.
23 Q Where are you employed?
24 A I own my own business in Kannapolis.
25 Q What kind of business?

1 A Dress shop.

2 Q Do you have any blacks working there?

3 A No, I'm the only one that works there.

4 Q Can you candidly say that you have never experienced
5 any prejudice against black people?

6 A I never have.

7 Q You have never felt there was any difference between
8 black and white people?

9 A No.

10 Q And the fact of race from any witnesses would not
11 influence your decision on who you believed?

12 A No, it wouldn't.

13 Q Mrs. Snyder, did you attempt to get excused from the
14 jury panel yesterday?

15 A Yes, I did.

16 Q Is there any reason that you would want to be excused
17 from this jury panel today?

18 A No.

19 Q You have worked out whatever problem was you had
20 yesterday?

21 A Well, the thing was, it was a financial hardship to
22 close my business up, since I run it by myself.

23 Q So you had to close your shop to serve on this jury?

24 A Yes.

25 Q Do you feel that this financial hardship is going to

1 affect your ability to serve as a fair and impartial juror
2 in this case?

3 A No.

4 Q What was your response to the question by Mr. Roberts
5 as to whether you had heard anything about this case?

6 A Well, I read it in the paper and that's about all.

7 Q Have you read anything recently in the paper?

8 A No.

9 MR. ATKINS: Mr. Haigler?

10 A Yes, sir.

11 Q Do you work for the Department of Transportation?

12 A Yes, sir.

13 Q How old are you?

14 A Twenty years old.

15 Q Where do you live?

16 A In Mount Pleasant.

17 Q Do you live in a white neighborhood?

18 A Yes, sir.

19 Q Have you ever had any unpleasant experiences with
20 black people?

21 A No, sir.

22 Q Do you feel that black people are any less believable
23 than white people if they testify in this courtroom?

24 A No, sir.

25 Q Do any of the jurors feel that black people are more

1 likely to commit crimes, especially sex crimes, against
 2 white women than a white person would be? Under our
 3 system of justice a person is entitled to be judged by a
 4 jury of his peers. Now, it is obviously impossible to
 5 expect to have a jury in each case where the person is
 6 the same age, same economical background, same educational
 7 background, and same race. That's obviously impossible,
 8 so the best we can do is to ask each of you whether you
 9 can sit in this case and put yourself in the shoes of
 10 Ronnie Wallace Long, a young black man, with a life style
 11 that's probably entirely different from any of you. He
 12 probably talks a lot differently, he probably doesn't have
 13 the education that some of you have, and he looks different
 14 than any of you. Mr. Vartania?

15 MR. VARTANIA: Yes, sir.

16 Q Do you feel that you can sit as a juror in this case
 17 and put yourself in the shoes of this defendant?

18 A Yes, sir, I think I can.

19 Q What is your educational background, sir, how far did
 20 you go in school?

21 A High School and refresher courses at different schools.

22 Q Do you feel that if a person uses languages that you
 23 are not accustomed to hearing that that will somehow
 24 influence you against that person?

25 A No, sir.

1 Q Do any of you feel that any of the factors that I
2 delineated would keep you from being able to judge
3 Ronnie Long in a fair and impartial manner without regard
4 to those factors? Let me ask you Mr. Richey, and I don't
5 mean to be picking on you, you just happened to be first.
6 How far-- let me ask you this question of the jury as a
7 whole. Have you ever had an occasion to perhaps walk down
8 the street and you look across the street, or in a
9 restaurant, or wherever it might be, and you see somebody
10 and you recognize them, or at least you think you do, and
11 you holler, Hi, Joe, and they turn around and you get a
12 little closer and you see that's not who it is, has that
13 ever happened to anybody on the jury? All of you under-
14 stand that it is possible even under normal circumstances
15 to mistakenly identify somebody.

16 OBJECTION.

SUSTAINED.

17
18 Q Do any of you have any bumper stickers on your car
19 supporting your local police, or have you had any on
20 there? Not that there would be anything wrong with that,
21 I'm just asking if you have ever had a bumper sticker like
22 that on your car? Do any of you feel like that there are
23 increasing crime statistics? I'm not sure how Concord
24 stacks up. I'm sure in Charlotte the crime rate is up.
25 Do any of you feel that that will influence your ability

1 to sit on this jury without regard to what may be
2 happening in other cases? Any of you feel the rising
3 crime rate will influence you to favor the State in this
4 case? I briefly alluded to the fact that the judge will
5 instruct you, and has already said that the defendant has
6 no burden to take the witness stand in this case. Now, if
7 after you have heard all the State's evidence, and Mrs.
8 Bost, or whatever other witnesses they may have, has id-
9 entified the defendant as being the person that she says
10 broke into her house, will you be able to keep an open
11 mind until you've heard any evidence the defendant may
12 choose to present? Let me direct that to you, Mr. Allison,
13 do you feel that you can keep an open mind after hearing
14 the State's evidence?

15 MR. ALLISON: Oh, yes.

16 Q Mr. Bonds, what about you, sir?

17 MR. BONDS: Yes, sir.

18 Q Mr. Bonds, you understand, and all of you, do you
19 understand the way the process works? Is that the State
20 puts on all of its evidence before the defendant puts on
21 any, if it chooses to put on any, you understand that?

22 JURORS: Yes, sir.

23 Q Mr. Bonds, if after hearing all the evidence you were
24 not convinced beyond a reasonable doubt of the guilt of
25 the defendant, could you hold that view once you got into

1 the jury room and deliberated with your fellow jurors,
2 even if all the rest of them had a different view?

3 MR. BONDS: Well, I say the different reviews, I say he
4 has a right to hold his, I reckon, as well as any of the
5 rest.

6 Q What I'm asking you, if you got back there in the jury
7 room, after you heard the evidence, and you had decided
8 that the State had not proved its case beyond a reasonable
9 doubt, and the other jurors, some of them, or all of them,
10 felt that the State had proved its case beyond a reasonable
11 doubt, and after listening to them and deliberating, and
12 still not being convinced differently, would you be able
13 to hold to your views that they had not proven their case
14 no matter what the other jurors said?

15 A I couldn't understand.

16 Q Do you feel that you'd have to go along with the
17 majority?

18 A Yes.

19 Q You do?

20 A Yes.

21 Q Notwithstanding the fact you felt the State hadn't
22 proved their case you would go along with the majority of
23 the other jurors if they felt different?

24 A I'd have to go with the majority, it looks like.

25 MR. ATKINS: Your Honor, I challenge him for call.

1 COURT: I'll excuse you.

2 MR. ATKINS: Mrs. Allman, did you hear and understand the
3 question I asked of Mr. Bonds?

4 MRS. ALLMAN: Yes, sir.

5 Q If you were not convinced that the State had proved its
6 case beyond a reasonable doubt, could you stick to your view
7 notwithstanding to what the other jurors said to you?

8 A Yes, sir.

9 Q In other words, do all of you understand that your
10 verdict must be unanimous to reach a verdict, and do you
11 understand that if you are not convinced by the evidence
12 that you are entitled to vote your convictions notwith-
13 standing what the other jurors may say, if you are not
14 convinced by the evidence that they have shown the de-
15 fendant guilty beyond a reasonable doubt? Mr. Skidmore,
16 I believe you indicated that you'd read or heard something
17 about this case?

18 MR. SKIDMORE: Yes, sir.

19 Q Did you discuss what you read or heard with anyone?

20 A No, sir, sure haven't.

21 Q Didn't discuss it with your wife, or your family or
22 anybody?

23 A No, sir.

24 Q Did you read about it?

25 A Yes, sir, in the paper, yes, sir.

Q Did any of you discuss or hear about this case at your
places of employment, those of you who indicated you'd
heard or read about it? Mr. Richey, you nodded your head

1 there?

2 MR. RICHEY: Yes, sir.

3 Q Tell me what the context was?

4 A Just talk.

5 Q At your place of employment?

6 A Yes, sir.

7 Q What about the nature of the talk that you--

8 A Just pros and cons, sir.

9 Q Did you at any time say anything to anybody about the
10 fact that the man has not been proven guilty by what's in
11 the newspaper?

12 A Right.

13 Q You said that to somebody you heard talking about it?

14 A Yes, sir.

15 Q Mr. Allison, did you hear somebody discussing it in
16 your presence?

17 MR. ALLISON: I read it in the paper and my wife and I
18 discussed it.

19 Q What was the nature of your discussion?

20 A Discussion in general who he was and who she was.

21 Q Did you express any opinions at that time as to the
22 probable guilt or innocence?

23 A I don't believe we did either way.

24 Q Is there anybody else who discussed this case with,
25 anybody?

JUROR: With my wife over dinner.

Q Did your wife express any opinion?

A No, just the fact that it was a terrible thing whoever

1 SECOND JUROR: It was discussed in my family also, but no
2 decision as to who was the guilty party.

3 MR. ATKINS: Ladies and gentlemen, once you begin your
4 deliberations in this case, should you be on the panel
5 that's asked to decide the matter, and let's say the trial
6 had gone on all week and we were here Saturday, and you had
7 an opinion one way or the other, and there was disagreement
8 among you in the jury room, would any of you be influenced
9 to change your views, or your vote because of the fact that
10 it had been a long time that you had been away from your
11 homes, and your jobs, would you change your vote because
12 of that, just to get the thing over with? Mrs. Snyder, how
13 do you feel about that?

14 MRS. SNYDER: No, I would not change my mind no matter what.
15 Q Mr. Haigler, you are missing time from work, as I'm sure
16 most of you are, would that affect you at all?

17 MR. HAIGLER: No, sir.

18 Q Is there anybody on the jury panel as it is presently
19 constituted who has gotten offended, or angry, or anything
20 about anything I have asked any of you, if so to the extent
21 that you might hold it against the defendant, Ronnie Long,
22 if so, I'd ask you to let me know. Is there anybody on the
23 panel who for any reason, that you don't have to tell me,
24 would rather not serve on this jury? Mr. Vartania, I asked
25 you about your membership in the National Rifle Association.

26 MR. VARTANIA: Yes, sir.

27 Q Is there anything about your membership in that Associa-
28 tion that would cause you to have a pretensity to lean

1 toward a conviction in a case?

2 A None whatsoever.

3 Q Is there anything that offends you about the question
4 I just asked you?

5 A No, sir.

6 Q And you understand why I asked you?

7 A Yes, sir.

8 MR. ATKINS: Your Honor, we would at this time excuse Mr.
9 Allison, Mr. Skidmore, Mrs. Slupe, Mrs. Sides.

10 COURT: Madam Clerk, call five jurors in the box, please.

11 CLERK: Paul Wilson; Gene Timothy Barringer; Carl W. Wilson;
12 Eugene Kimball Clary; Drew Darrell Foster.

13 EXAMINATION BY MR. ROBERTS:

14 MR. ROBERTS: The gentleman in the yellow shirt, I did not
15 get your name?

16 JUROR: Gene T. Barringer.

17 MR. ROBERTS: And you, sir, are Paul Wilson?

18 PAUL WILSON: Yes, sir.

19 Q You are Paul Wilson?

20 A Yes, sir.

21 Q Mr. Clary, sir? And you, sir, are Mr. Foster?

22 A Yes, sir.

23 Q I address these questions solely to Mr. Barringer, Mr.
24 Paul Wilson, Mr. Carl Wilson, Mr. Clary, and Mr. Foster.

25 Now, from where you folk have been seated in the courtroom
were you able to hear, essentially hear all of the questions
that Mr. Atkins and myself have asked the other jurors?

JURORS: Yes.

1 Q Can I assume, and were you able to hear and understand
2 the answers of the other jurors?

3 JURORS: Yes, sir.

4 Q Then you know, of course, what this case is about? The
5 defendant is charged with rape and burglary. His Honor has
6 explained what the punishment is, that is, up to life im-
7 prisonment on both counts. Mandatory life imprisonment if
8 he is convicted for what he's charged, and you understand
9 that? Now, Mr. Barringer, sir, where do you live here in
the county?

10 MR. BARRINGER: 111 South Main Street, Mount Pleasant.

11 Q And are you employed, Mr. Barringer?

12 A Yes, sir, run an upholstery shop.

13 Q Several employed I assume?

14 A Yes, sir.

15 Q And are you married, Mr. Barringer?

16 A Yes, sir.

17 Q Did you and your wife have children?

18 A No, sir.

19 Q Mr. Barringer, do you recall reading or hearing anything
about this case?

20 A Well, maybe what was in the newspaper.

21 Q Well, certainly if you read the newspaper at any time
22 in the last six months you would have read something about
23 it. The important thing is did you form any opinion as to
his guilt or innocence from what you read?

24 A No, sir.

25 Q Have no opinion at this moment?

1 A No, sir.

2 Q Do you know any of the people involved in this lawsuit,
3 Mr. Barringer?

4 A No, sir.

5 Q The defendant, his relatives, prosecuting witness, her
6 relatives, the attorneys involved?

7 A No, sir.

8 Q Mr. Paul Wilson, sir, where are you from in the county?

9 MR. WILSON: 803 West B. Street, Kannapolis.

10 Q And are you employed, Mr. Wilson?

11 A No, sir, I'm retired.

12 Q Who did you work for, sir?

13 A Cannon Mills.

14 Q Were you married, Mr. Wilson?

15 A I was but my wife's dead.

16 Q Did you and the former Mrs. Wilson ever have children?

17 A Yeah, we had four.

18 Q I assume they're grown?

19 A Yeah, they're grown.

20 Q Mr. Wilson, sir, did you recall reading or hearing any-
21 thing about this case in the newspaper?

22 A No.

23 Q Have no recollection of it at all?

24 A No.

25 Q Do you subscribe to the Daily Independent, Mr. Wilson?

A Do what?

Q Do you take the Daily Independent Newspaper?

A Yes, sir.